

16569 U.S. PTO
111403

Attorney Docket No. TRNSV-046G2C2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)		
Cohn, et al.)	Art Unit:	To Be Determined
)		
Application No.: To Be Determined)	Examiner:	To Be Determined
)		
Filed: November 14, 2003, Herewith)		
)		
For: Catheter Apparatus and Methodology)		
for Generating a Fistula On-Demand)		
Between Closely Associated Blood Vessels)		
<u>at a Pre-Chosen Anatomic Site in-Vivo</u>)		

17858 U.S. PTO
10/714060
111403

Transmittal of a Continuation Utility Patent Application

Express Mail mailing label no. EV 330361275 US

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith for filing is the continuation utility patent application for "Catheter Apparatus and Methodology for Generating a Fistula On-Demand Between Closely Associated Blood Vessels."

- ☒ The applicant(s) hereby request(s) the filing of the continuation patent application under 37 CFR §1.53(b) is a continuation of application Serial No. 09/960,003 filed on September 21, 2001, which is a continuation of application Serial No. 09/545,168 filed on April 6, 2000, now abandoned, which is a divisional of 09/134,995 filed on 08/17/1998, now issued as U.S. Patent No. 6,099,542, which is a divisional of 08/616,588 filed on 03/15/1996, now issued as U.S. Patent No. 5,830,224. No amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.
- ☒ A true copy of the following are enclosed:
 - ☒ the prior application as filed, including all 53 pages of specifications (including 46 pages of written description; 6 pages of claims (Claims 1-8), 1 page of Abstract) and 15 sheets of drawings; and

- ☒ the declaration of inventorship showing the signatures or an indication it was signed.
- ☐ Applicant hereby requests that the above-referenced patent application, filed concurrently herewith, **NOT BE PUBLISHED** under 35 U.S.C. §122(b). In making this request, applicants certify that the invention disclosed in the application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at 18 months after filing.
- ☐ Please delete the names of the following persons who are not inventors of the invention being claimed in this divisional application:
- ☒ Please amend the specification after the granting of a filing date herein by inserting before the first line the sentence: --This is a continuation of application Serial No. 09/960,003, filed on September 21, 2001, which is a continuation of application Serial No. 09/545,168, filed on April 6, 2000, now abandoned, which is a divisional of 09/134,995, filed on 08/17/1998, now issued as U.S. Patent No. 6,099,542, which is a divisional of 08/616,588, filed on 03/15/1996, now issued as U.S. Patent No. 5,830,224.--.
- ☒ Please amend the claims by canceling claims 2 through 8. Applicant will file a subsequent preliminary amendment presenting new claims for prosecution.
- ☒ Check No. 3227 covering the filing fee in the amount of \$385.00 accompanies this application, calculated as follows:

For	(Col. 1)		(Col. 2)		Small entity		Other than a	
	No. Filed		No. extra		Rate	Fee	Rate	Fee
Basic fee						\$ 385		
Total claims	1	- 20 =	0	x 9	\$		x 18	\$
Indep claims	1	- 3 =	0	x 40	\$		x 78	\$
Multiple dependent claims presented				+ 130	\$	Or + 260	\$	
Total					\$385	Or	Total	\$

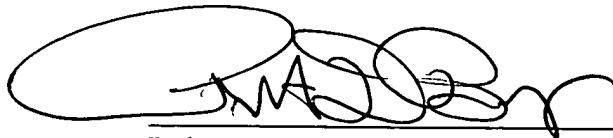
- ☒ An Assignment of the invention to TransVascular, Inc. was previously executed and is recorded in the United States Patent Office at Reel 8005 Frames 0460.
- ☒ A copy of A Power of Attorney by Assignee of Entire Interest (Revocation of Prior Powers) and New Power of Attorney as filed March 17, 2000 in re application Serial No. 09/134,995.
- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application

processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878.

- ☒ Fifteen(15) sheets of formal drawings are enclosed.
- ☒ The undersigned is the Applicant's attorney of record in the prior application, and all future communications should be addressed to the undersigned at the new address shown herebelow.
- ☐ The statement(s) of Small Entity Status filed in the prior application is no longer proper and is hereby withdrawn.
- ☒ An information disclosure statement is enclosed.

STOUT, UXA, BUYAN & MULLINS, LLP

Date: November 14, 2003



Robert D. Buyan, Reg. No. 32,460

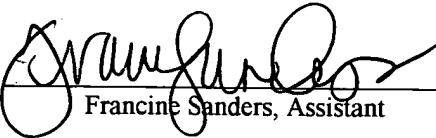
4 Venture, Suite #300
Irvine, CA 92618
Telephone: (949) 450-1750 ext. 213
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CERTIFICATE OF MAILING

I hereby certify that this Transmittal letter, the above-identified documents and papers, and a return postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on November 14, 2003 and is addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: November 14, 2003

By:



Francine Sanders, Assistant

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